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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

BETH E. CHISM,

Plaintiff,

v.

JO ANNE B. BARNHART,
Commissioner of
Social Security,

Defendant.

CIV-S-04-0335 KJM

STIPULATION AND ORDER
SETTLING ATTORNEY'S FEES
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that counsel for plaintiff be awarded attorney's fees under the Equal Access to Justice Act (EAJA) in the amount of TWO THOUSAND EIGHT HUNDRED TWENTY SEVEN AND 00/100 DOLLARS (\$2,827.00). This amount represents compensation for legal services rendered on behalf of plaintiff by plaintiff's attorney in accordance with 28 U.S.C. § 2412(d).

This stipulation constitutes a compromise settlement of plaintiff's request for all fees and costs under the EAJA, and does not constitute an admission of liability on the part of defendant under the EAJA. Payment of the TWO THOUSAND EIGHT HUNDRED TWENTY SEVEN AND 00/100 DOLLARS (\$2,827.00) in fees shall constitute a complete release from and bar to any and all claims plaintiff may have relating to EAJA fees and costs in connection with this action.

DATED: May 24, 2005

/s/ James H. Miller

JAMES H. MILLER

Attorney at Law

Attorney for Plaintiff

DATED: May 26, 2005

McGREGOR W. SCOTT

United States Attorney

By: /s/ Bobbie J. Montoya

BOBBIE J. MONTOYA

Assistant U. S. Attorney

Attorneys for Defendant

OF COUNSEL

JANICE L. WALLI

Chief Counsel, Region IX

JEAN M. TURK

Assistant Regional Counsel

Social Security Administration

Re: BETH E. CHISM v. JO ANNE B. BARNHART, Civ-s-04-0335 KJM, Stipulation and Order
Settling Attorney's Fees Pursuant to the Equal Access to Justice Act

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ORDER

Upon stipulation of the parties, plaintiff in Civ-S-04-0335 KJM, BETH E. CHISM v. Jo Anne B. Barnhart, is hereby awarded attorney fees in the amount of \$2,827.00, pursuant to the Equal Access to Justice Act.

APPROVED AND SO ORDERED.

DATED: June 1, 2005.



UNITED STATES MAGISTRATE JUDGE